

UNITED STATES DISTRICT COURT  
DISTRICT COURT OF NEW HAMPSHIRE

DENNY DENSMORE,  
PLAINTIFF,

v.

NATIONAL BOARD OF  
MEDICAL EXAMINERS,  
DEFENDANT.

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CASE NO. 1:15-cv-00096-JL  
Jury Trial Requested

**ASSENTED-TO MOTION TO FILE FIRST AMENDED COMPLAINT**

NOW COMES the plaintiff Denny Densmore, by and through his attorneys Douglas, Leonard & Garvey, P.C. and Vincent E. Nowak, Esquire, and respectfully submits the within Assented-To Motion to File First Amended Complaint pursuant to Federal Rule of Civil Procedure 15, stating as follows:

1. The defendant's pending Motion to Dismiss argues for dismissal based on how Densmore framed in his original Complaint the "substantially limiting" standard under which the question is evaluated whether an impairment qualifies as a disability within the meaning of the ADA.

2. The plaintiff seeks to cure the alleged pleading deficiency by filing the attached First Amended Complaint. In the First Amended Complaint the plaintiff specifically alleges his impairments and explains how such impairments substantially limit him in major life activities and therefore qualify as disabling impairments within the meaning of the ADA.

3. Opposing counsel assents to the relief requested herein.

4. The Court should find that justice requires allowance of the amendment and should therefore exercise its discretion to allow the First Amended Complaint.

5. Because the relief requested is discretionary in nature, no accompanying memorandum of law is believed to be required.

Respectfully submitted,  
DENNY DENSMORE  
By his attorneys,  
DOUGLAS, LEONARD & GARVEY, P.C.

Date: July 22, 2015

By: /s/Benjamin T. King  
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and

Date: July 22, 2015

By: /s/Vincent E. Nowak  
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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing was electronically served through ECF to all counsel of record on this date.

/s/ Benjamin T. King  
Benjamin T. King